

Inventors: Tononi et al.
Serial No.: 09/733,607
Filed: December 8, 2000
Page 7

REMARKS

Claims 1 through 15 are presently pending in the application. Claims 1 through 11, 14 and 15 stand withdrawn from consideration as directed to a non-elected invention. Claims 12 and 13 are presently under consideration.

Regarding the Information Disclosure Statement

The Office Action, at page 3, indicates that the Information Disclosure Statement filed January 19, 2001, fails to comply with the provisions of the Manual for Patent Examining Procedure because references 60-100 lack indication of author and date on the Form 1449. Applicants have prepared and file herewith Attachment A, a revised Form 1449 with the requested information for references 60-100, which refer to Genbank Accession Numbers. Although Applicants have previously provided the Office with printed out copies of the GenBank entries along with the Information Disclosure Statement and accompanying Form 1449 submitted on January 19, 2001, which initially listed the GenBank accessions numbers, copies of reference 60-100 are resubmitted herewith for the Examiner's convenience.

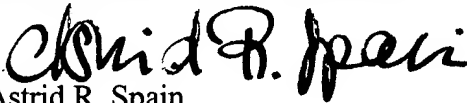
Inventors: Tononi et al.
Serial No.: 09/733,607
Filed: December 8, 2000
Page 8

CONCLUSION

In light of the Remarks herein, Applicants submit that the claims are now in condition for allowance and respectfully request a notice to this effect. The Examiner is invited to contact the undersigned attorney with any questions related to this application.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP



Astrid R. Spain

Registration No. 47,956

4370 La Jolla Village Drive, Suite 700
San Diego, CA 92122
858.535.9001 ARS:cej
Facsimile: 858.597.1585
Date: October 18, 2004